

ASSEMBLY BILL

No. 1450

Introduced by Assembly Member Lowenthal

February 21, 2003

An act to add Section 46615 to the Education Code, relating to the Los Angeles Unified School District and the Palos Verdes Peninsula Unified School District, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 1450, as introduced, Lowenthal. Los Angeles Unified and Palos Verdes Peninsula Unified School Districts: interdistrict attendance agreement.

Existing law requires each person subject to compulsory full-time education to attend the school in which the residency of either the parent or legal guardian is located, subject to specified exceptions. Existing law authorizes school districts to enter into interdistrict attendance agreements.

This bill would require the Los Angeles Unified School District to enter into an interdistrict attendance agreement with the Palos Verdes Peninsula Unified School District to allow pupils to attend the schools of the Palos Verdes Peninsula Unified School District, thus imposing a state-mandated local program. The bill would authorize the Palos Verdes Peninsula Unified School District to make an annual determination, as specified, whether to admit any pupils pursuant to this section, not to exceed 130 per school year.

This bill would make findings regarding the inapplicability of a general statute.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 46615 is added to the Education Code,
2 to read:

3 46615. (a) Notwithstanding any other provision of law, the
4 Los Angeles Unified School District shall enter into an
5 interdistrict attendance agreement with the Palos Verdes Peninsula
6 Unified School District to allow any pupil in grades 9 to 12,
7 inclusive, at the request of his or her parent or guardian, to attend
8 schools of the Palos Verdes Peninsula Unified School District, if
9 the pupil resides in the Fort MacArthur, Pacific Heights, and
10 Pacific Crest military family housing annexes of Los Angeles Air
11 Force Base in San Pedro. The governing board of the Palos Verdes
12 Peninsula Unified School District may make an annual
13 determination, on the basis of available space, whether to admit
14 any pupils pursuant to this section. No more than 130 pupils from
15 the Los Angeles Unified School District may attend school in the
16 Palos Verdes Peninsula Unified School District each school year
17 pursuant to this interdistrict attendance agreement.

18 (b) The Palos Verdes Peninsula Unified School District shall be
19 credited with the average daily attendance of those pupils for the
20 purpose of determining state apportionments and revenue limits
21 and for the purpose of receiving grants pursuant to federal law.



1 (c) The Palos Verdes Peninsula Unified School District shall
2 annually report to the Superintendent of Public Instruction the
3 number of pupils attending the district pursuant to this section.

4 (d) This section shall become inoperative on July 1, 2008, and,
5 as of January 1, 2009, is repealed, unless a later enacted statute,
6 that becomes operative on or before January 1, 2009, deletes or
7 extends the dates on which it becomes inoperative and is repealed.

8 SEC. 2. The Legislature finds and declares that a special law
9 is necessary and that a general law cannot be made applicable
10 within the meaning of Section 16 of Article IV of the Constitution
11 because of the unique circumstances concerning the Los Angeles
12 Unified School District and the Palos Verdes Peninsula Unified
13 School District.

14 SEC. 3. Notwithstanding Section 17610 of the Government
15 Code, if the Commission on State Mandates determines that this
16 act contains costs mandated by the state, reimbursement to local
17 agencies and school districts for those costs shall be made pursuant
18 to Part 7 (commencing with Section 17500) of Division 4 of Title
19 2 of the Government Code. If the statewide cost of the claim for
20 reimbursement does not exceed one million dollars (\$1,000,000),
21 reimbursement shall be made from the State Mandates Claims
22 Fund.

23 SEC. 4. This act is an urgency statute necessary for the
24 immediate preservation of the public peace, health, or safety
25 within the meaning of Article IV of the Constitution and shall go
26 into immediate effect. The facts constituting the necessity are:

27 In order for the act to operate for the 2002–03 school year, it is
28 necessary that this act take effect immediately.